## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Williams et al.

Title:

NAIL POLISH APPLICATOR

Appl. No.:

Filing Date:

Examiner:

Art Unit:

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

EV 227049229 US

9/15/03 (Date of Deposit)

(Express Mail Label Number)

Carolyn Simpson

(Printed Name)

## **INFORMATION DISCLOSURE STATEMENT**

Mail Stop PATENT APPLICATION Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97-98 and in accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicant submits herewith the references listed on the attached Form PTO-1449 to the Examiner such that they may be considered and made of record in the above-identified application.

Respectfully submitted,

FOLEY & LARDNER

Customer Number: 26371

Date <u>Sept. 15,2003</u>

Telephone:

(414) 297-5710

Facsimile:

(414) 297-4900

Todd A. Rathe

Attorney for Applicant

Registration No. 38,276

MODIFIED PTO/SB/08 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control

number.

	Substitute for form 1	1449B/	PTO		Complete if Known		
	INFORMATION DIS	SCLO	SURE	Application Number			
	STATEMENT BY A	PPLI	CANT	Filing Date			
D-	O b		45 0000	First Named Inventor	Shannon Walker Williams		
Da	te Submitted: Septe	mber	15, 2003	Group Art Unit			
(u	se as many sheets	as ne	cessary)	Examiner Name			
Sheet 1 of 2				Attorney Docket Number	035706-0106		

	U.S. PATENT DOCUMENTS								
Examiner Cite No.1		U.S. Patent D	Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
	A1	4,239,407		Knight	12/16/1980				
	A2	4,139,128		Ewald	2/13/1979				
	A3	2,090,334		Paasche	8/17/1937				
	A4	1,800,156		Rotheim	4/7/1931				
<del></del>			<del> </del>						
			<u> </u>						

	FOREIGN PATENT DOCUMENTS									
Examiner Initials*	Cite No.1	Foreign Patent Document  Office <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)		Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>			
									<u> </u>	

		NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	A I ITAM IDAAK MAAATIDA JAHRAAL GARIAL GUMDAGUUM CATALAA ATA AATA AAAALEL VALUMA IGGUA AUMBARIEL					
	A5	The Plain Man's Guide to Aerosols, Aerosol Cans, printed from website http://yorks.karoo.net/aerosol/link5.htm on 9/24/02, 2 pages.					
	A6	The Plain Man's Guide to Aerosols, Aerosol Valves, printed from website http://yorks.karoo.net/aerosol/link6.t.htm on 9/24/02, 2 pages.					
	A7	The Plain Man's Guide to Aerosols, How an Aerosol Works, printed from website http://yorks.karoo.net/aerosol/link7.htm on 9/24/02, 2 pages.					
	A8	The Plain Man's Guide to Aerosols, Aerosol Valve Operation, printed from website http://yorks.karoo.net/aerosol/link8.htm on 9/24/02, 1 page.					
	A9	HARRIS, TOM, How Aerosol Cans Work, printed from website http://howstuffworks.com/aerosol-can.htm on 9/24/02, 6 pages					

Examiner Signature	·	Date Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

MODIFIED PTO/SB/08 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

	Substitute for form 1	1449B/	PTO	Complete if Known		
	INFORMATION DIS	CLO:	SURE	Application Number		
	STATEMENT BY A	PPLI	CANT	Filing Date		
_			45 0000	First Named Inventor	Shannon Walker Williams	
ט	ate Submitted: Septe	mber	15, 2003	Group Art Unit		
(	use as many sheets	as ne	cessary)	Examiner Name		
Sheet	2	of	2	Attorney Docket Number	035706-0106	

	NON PATENT LITERATURE DOCUMENTS							
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.						
	A10	Createx Colors, Nail Ease Airbrush Colors, printed from website www.createxcolors.com/product_lines/nail_ease_colors.htm on 10/12/01, 3 pages.						
	A11	Badger Airbrushes, printed from website www.badger-airbrush.com/airbrush.htm on 9/15/03, 11 pages.						
	A12	Badger Air-Brush, NAIL FLAIR Paints, printed from website www.badger-airbrush.com/nailflair.htm on 9/15/03, 2 pages.						
	A13	Badger Air-Brush, Fingernail Painting Sets, printed from website www.badger-airbrush.com/nailset.htm on 9/15/03, 2 pages.						

Examiner Date Signature Considered	

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, PO Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450.

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.